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18 FACEBOOK, INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

MAXIMILIAN KLEIN and SARAH GRABERT,
individually and on behalf of all others similarly
situated,

Plaintiffs,

v.

FACEBOOK, INC., a Delaware corporation,

Defendant.

Case No. 5:20-cv-08570-LHK

**DECLARATION OF DAVID Z.
GRINGER IN SUPPORT OF
DEFENDANT FACEBOOK, INC.'S
MOTION FOR ADMINISTRATIVE
RELIEF TO CONSIDER WHETHER
CASES SHOULD BE RELATED
AND CONSOLIDATED**

1 I, David Z. Gringer, declare as follows:

2 1. I am a partner at Wilmer Cutler Pickering Hale and Dorr LLP. I represent
3 Defendant Facebook, Inc. in the above-captioned action.

4 2. On March 29, 2021, I emailed the interim co-lead counsel for plaintiffs in this
5 action and asked whether plaintiffs would stipulate to Facebook's motion for administrative
6 relief to consider whether *Klein* and *Rosenman* should be related and consolidated. Counsel for
7 the user plaintiffs have not responded to my inquiry; Counsel for the advertiser plaintiffs "take
8 no position."

9 3. On March 29, 2021, my colleague Kevin Gallagher emailed counsel for plaintiff
10 in the *Rosenman* action and asked whether plaintiff would stipulate to Facebook's motion for
11 administrative relief to consider whether *Klein* and *Rosenman* should be related and
12 consolidated. The next day, counsel for the plaintiff responded that they "have not formulated a
13 position on Facebook's motion to relate."

14 4. The Complaint in *Rosenman* is attached as Exhibit 1 to this declaration.

15 I declare under penalty of perjury that the foregoing is true and correct.

16 Executed on this 1st day of April, 2021 in Washington, District of Columbia.

17
18 By: /s/ David Z. Gringer

19 David Z. Gringer
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SIGNATURE ATTESTATION

I am the ECF User whose identification and password are being used to file the foregoing. Pursuant to Civil Local Rule 5-1(i), I hereby attest that the other signatories have concurred in this filing.

Dated: April 1, 2021

/s/ Sonal N. Mehta

Sonal N. Mehta